

PATENT COOPERATION TREATY

PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference P029276W0: HRG	<div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> FOR FURTHER ACTION </div> <div style="width: 60%; font-size: small;"> see Notification of Transmittal of International Search Report (Form PCT/ISA/220) as well as, where applicable, item 5 below. </div> </div>	
International application No. PCT/ IB 03/ 00299	International filing date (day/month/year) 07/01/2003	(Earliest) Priority Date (day/month/year) 07/01/2002
Applicant EUROPEAN MOLECULAR BIOLOGY LABORATORY		

This International Search Report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This International Search Report consists of a total of 8 sheets.
☐ It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

- a. With regard to the **language**, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.
- ☐ the international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).
- b. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application, the international search was carried out on the basis of the sequence listing :
- ☐ contained in the international application in written form.
- ☐ filed together with the international application in computer readable form.
- ☐ furnished subsequently to this Authority in written form.
- ☐ furnished subsequently to this Authority in computer readable form.
- ☐ the statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
- ☐ the statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished

2. ☐ **Certain claims were found unsearchable** (See Box I).

3. ☒ **Unity of invention is lacking** (see Box II).

4. With regard to the title,

- ☒ the text is approved as submitted by the applicant.
- ☐ the text has been established by this Authority to read as follows:

5. With regard to the abstract,

- ☒ the text is approved as submitted by the applicant.
- ☐ the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box III. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. The figure of the drawings to be published with the abstract is Figure No.

- ☐ as suggested by the applicant.
- ☐ because the applicant failed to suggest a figure.
- ☐ because this figure better characterizes the invention.
- ☒ **None of the figures.**

INTERNATIONAL SEARCH REPORT

International application No.
PCT/IB 03/00299

Box I Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet)

This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1. ☐ Claims Nos.:
because they relate to subject matter not required to be searched by this Authority, namely:
2. ☐ Claims Nos.:
because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:
3. ☐ Claims Nos.:
because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

see additional sheet

1. ☐ As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.
2. ☐ As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3. ☐ As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
4. ☒ No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

1-26 and claims 34-35 partially

Remark on Protest

- ☐ The additional search fees were accompanied by the applicant's protest.
- ☐ No protest accompanied the payment of additional search fees.

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

This International Searching Authority found multiple (groups of) inventions in this international application, as follows:

1. Claims: 1-26 and claims 34-35 partially

1.1. Claims: 1-5, and claims 7-14, 18-26,
and 34-35 partially

A method for the expression of a recombinant protein of interest, said method comprising: a) culturing a host cell which expresses: i) one or more genes encoding the recombinant protein of interest; ii) at least two genes encoding proteins selected from the group consisting of the chaperone proteins GroEL, GroES, DnaK, DnaJ, GrpE, ClpB and their homologs under conditions suitable for protein expression and b) separating said recombinant protein of interest from the host cell culture

1.2. Claims: claim 6 and claims 7-14, 18-26,
34-35 partially

A method for the expression of a recombinant protein of interest, said method comprising: a) culturing a host cell which expresses: i) one or more genes encoding the recombinant protein of interest; ii) one or more genes encoding proteins selected from the group consisting of the chaperone proteins GroEL, GroES, DnaK, DnaJ, GrpE, ClpB and their homologs and iii) one or more genes encoding proteins selected from the group consisting of the small heatshock proteins of the IbpA family and/or the IbpB family and /or their homologs b) separating said recombinant protein of interest from the host cell culture

1.3. Claims: 15 and claims 17-26, 34-35 partially

A method for the expression of a recombinant protein of interest, said method comprising: a) culturing a host cell which expresses: i) one or more genes encoding the recombinant protein of interest; ii) at least two genes encoding proteins selected from the group consisting of the chaperone proteins GroEL, GroES, DnaK, DnaJ, GrpE, ClpB and their homologs under conditions suitable for protein expression and b) Imposing a block in protein synthesis once a desired level of recombinant protein of interest has accumulated and, c) separating said recombinant protein of interest from the host cell culture

1.4. Claims: claims 16 and claims 17-26, 34-35 partially

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

A method for the expression of a recombinant protein of interest, said method comprising: a) culturing a host cell which expresses: i) one or more genes encoding the recombinant protein of interest; ii) at least two genes encoding proteins selected from the group consisting of the chaperone proteins GroEL, GroES, DnaK, DnaJ, GrpE, ClpB and their homologs under conditions suitable for protein expression and b) Imposing a reduction in gene transcription once a desired level of recombinant protein of interest has accumulated and c) separating said recombinant protein of interest from the host cell culture

2. Claims: 27-33 and claims 34-35 partially

A method for increasing the degree of refolding of a recombinant protein of interest, said method comprising adding a composition containing a chaperone protein to a preparation of the recombinant protein of interest in vitro.

3. Claims: 36-40

The use of one or more proteins selected from the group consisting of the chaperone proteins GroEL, GroES, DnaK, DnaJ, GrpE, ClpB, and their homologs, and one or more genes encoding proteins selected from the group consisting of the small heatshock proteins of the IbpA family and/or the IbpB family and /or their homologs, in the manufacture of a medicament for the treatment of disease in which the presence of aggregated proteins are implicated.
A method of treating a patient suffering from a disease in which the presence of aggregated proteins is implicated, comprising administering one or more of said genes or proteins

Please note that all inventions mentioned under item 1, although not necessarily linked by a common inventive concept, could be searched without effort justifying an additional fee.

INTERNATIONAL SEARCH REPORT

International Application No

PCT/IB 03/00299

A. CLASSIFICATION OF SUBJECT MATTER

IPC 7 C12P21/00 C12N15/67 A61K48/00 A61K38/16

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 C12P C12N A61K

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

BIOSIS, EP0-Internal, WPI Data, PAJ, MEDLINE

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	EP 0 885 967 A (HSP KENKYUSHO KK) 23 December 1998 (1998-12-23) column 3, line 41 - line 55; claims 1-12 column 4, line 7-55 column 19, line 11 - line 13 ---	1-5, 7-12,20, 21,25
X	WO 00 71723 A (BUKAU BERND ; ROCHE DIAGNOSTICS GMBH (DE); GOLOUBINOFF PIERRE (IL)) 30 November 2000 (2000-11-30) figures 4,9; example 6 ---	1-5, 7-11, 20-25,34 6,15-18, 22-25,35
Y	---	---

-/--

☒ Further documents are listed in the continuation of box C.

☒ Patent family members are listed in annex.

* Special categories of cited documents :

"A" document defining the general state of the art which is not considered to be of particular relevance

"E" earlier document but published on or after the international filing date

"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)

"O" document referring to an oral disclosure, use, exhibition or other means

"P" document published prior to the international filing date but later than the priority date claimed

"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.

"&" document member of the same patent family

Date of the actual completion of the international search

21 May 2003

Date of mailing of the international search report

27.08.03

Name and mailing address of the ISA

European Patent Office, P.B. 5818 Patentlaan 2
NL - 2280 HV Rijswijk
Tel. (+31-70) 340-2040, Tx. 31 651 epo nl,
Fax: (+31-70) 340-3016

Authorized officer

Mabit, H

INTERNATIONAL SEARCH REPORT

International Application No

PCT/IB 03/00299

C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	<p>MOGK A ET AL: "Identification of thermolabile Escherichia coli proteins: prevention and reversion of aggregation by DnaK and ClpB"</p> <p>EMBO JOURNAL, OXFORD UNIVERSITY PRESS, SURREY, GB, vol. 18, no. 24, 15 December 1999 (1999-12-15), pages 6934-6949, XP002148774</p> <p>ISSN: 0261-4189</p> <p>cited in the application</p> <p>page 6942, column 1, line 1 -page 6943, column 1; figure 6</p> <p style="text-align: center;">---</p>	<p>1-5,7, 10,11, 18, 20-25, 34,35</p>
X	<p>CARRIO M M ET AL: "Protein aggregation as bacterial inclusion bodies is reversible"</p> <p>FEBS LETTERS, ELSEVIER SCIENCE PUBLISHERS, AMSTERDAM, NL, vol. 489, no. 1, 26 January 2001 (2001-01-26), pages 29-33, XP004239392</p> <p>ISSN: 0014-5793</p> <p>cited in the application</p>	<p>1-5, 12-14, 20,22, 25,26</p>
Y	<p>page 30, column 1, paragraphs</p> <p>IN,VIVO,REFOLDING,OF,IB,PROTEIN</p> <p style="text-align: center;">---</p>	<p>15-17</p>
X	<p>AMREIN KURT E ET AL: "Purification and characterization of recombinant human p50-csk protein-tyrosine kinase from an Escherichia coli expression system overproducing the bacterial chaperones GroES and GroEL."</p> <p>PROCEEDINGS OF THE NATIONAL ACADEMY OF SCIENCES OF THE UNITED STATES, vol. 92, no. 4, 1995, pages 1048-1052, XP002241051</p> <p>1995</p> <p>ISSN: 0027-8424</p> <p>cited in the application</p> <p>page 1049, column 2, paragraph RESULTS</p> <p>-page 1050, column 1, line 2; figure 1</p> <p style="text-align: center;">---</p>	<p>1-5,7, 10, 20-22, 24-26</p>
X	<p>THOMAS JEFFREY G ET AL: "ClpB and HtpG facilitate de novo protein folding in stressed Escherichia coli cells."</p> <p>MOLECULAR MICROBIOLOGY, vol. 36, no. 6, June 2000 (2000-06), pages 1360-1370, XP002241052</p> <p>ISSN: 0950-382X</p> <p>page 1361, column 2, line 18-22</p> <p>page 1361, column 2, line 44-47</p> <p>page 1363, column 2, line 17-19</p> <p style="text-align: center;">---</p> <p style="text-align: center;">-/--</p>	<p>1-5,7, 10,11, 18,20, 21,24,25</p>

C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	BEN-ZVI ANAT PERES ET AL: "Review: Mechanisms of disaggregation and refolding of stable protein aggregates by molecular chaperones." JOURNAL OF STRUCTURAL BIOLOGY, vol. 135, no. 2, August 2001 (2001-08), pages 84-93, XP002241053 ISSN: 1047-8477 page 86, column 2, paragraph 2 page 85, column 1, line 2-6 page 87, column 2, paragraph 2 -page 88, column 1 figures 4,5 ---	1-5,7, 10,11, 18-26, 34,35
Y	VEINGER LEA ET AL: "The small heat-shock protein IbpB from Escherichia coli stabilizes stress-denatured proteins for subsequent refolding by a multichaperone network." JOURNAL OF BIOLOGICAL CHEMISTRY, vol. 273, no. 18, 1 May 1998 (1998-05-01), pages 11032-11037, XP002241887 ISSN: 0021-9258 page 11032, column 2, paragraph 4 figure 6 -----	6,17,18, 22-25,35

INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/IB 03/00299

Patent document cited in search report		Publication date	Patent family member(s)	Publication date
EP 0885967	A	23-12-1998	JP 3344618 B2	11-11-2002
			JP 11009274 A	19-01-1999
			CA 2235468 A1	20-12-1998
			EP 0885967 A2	23-12-1998
			US 6159708 A	12-12-2000

WO 0071723	A	30-11-2000	EP 1149909 A1	31-10-2001
			AU 4405800 A	12-12-2000
			CA 2374021 A1	30-11-2000
			WO 0071723 A2	30-11-2000
			EP 1183363 A2	06-03-2002
			JP 2003500056 T	07-01-2003
